

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA OF  
SOUTHERN DIVISION

HASHIM ASAAD-MUHAMMED )  
SHABAZZ, )  
Petitioner, )  
v. ) CASE NO. 1:07-cv-0786-MEF  
TROY KING, *et al.*, )  
Respondents. )

**O R D E R**

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the court that:

- (1) The petitioner's Objection to the Magistrate Judge Recommendation (Doc. #5) filed on September 18, 2007 is OVERRULED;
- (2) The Recommendation of the United States Magistrate Judge (Doc. #4) entered on September 6, 2007 is ADOPTED;
- (3) The petition for habeas relief is DISMISSED without prejudice to afford Shabazz an opportunity to exhaust all available state court remedies.

DONE this 21st day of September, 2007.

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/s/ Mark E. Fuller  
CHIEF UNITED STATES DISTRICT JUDGE